IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 12400 of 2004

Between:

Nivarthi.Syamasundara Rao, S/o Late Juanes,
Dy.Head Asst.Cash (Dismissed), State Bank of India, Mandasa Village & mandal, Srikakulam District

..... PETITIONER

AND

1 The Deputy General Manager & Appellate Authority, State Bank of India, Zonal Office, Visakhapatnam
2 The Asst.General Manager (Region-II) & Disciplinary Authority, State Bank of India, Zonal Office, Visakhapatnam

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any Writ, Order or direction particularly a Writ in the nature of Mandamus directing the respondents to reinstate the petitioner in service with all consequential and attendant benefits by setting aside the impugned Proceedings No.(3-0) (DPC) (VSP)/30, dated 21-05-2004 and Procgs.No.(3-0) (DPC) (VSP)/ R-II/17, dated 14-11-2003 of the 1st respondent and 2nd respondents herein respectively by declaring the action of the respondents as arbitrary, illegal and violative of articles 14,16 and 311 of the Constitution of India and pass such other relief or reliefs as this Hon'ble Court may deem fit, just and necessary in the circumstances of the case.

Counsel for the Petitioner: MR.B.M.PATRO

Counsel for the Respondents: MR.K.SRINIVASAMURTHY

The Court made the following :

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO.12400 of 2004

ORDER:

The learned counsel for the petitioner seeks permission to withdraw the Writ Petition with liberty to file fresh Writ Petition, as he could not come out with all the facts and reliefs in the present Writ Petition.

Accordingly, the Writ Petition is dismissed as withdrawn with liberty to file fresh Writ Petition. No costs.

_____

(B.PRAKASH RAO, J)

1st April 2005

RRB

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Deputy General Manager & Appellate Authority, State Bank of India, Zonal Office, Visakhapatnam
2 The Asst.General Manager (Region-II) & Disciplinary Authority, State Bank of India, Zonal Office, Visakhapatnam

3 Two C.D. copies.